


Dwayne B. v. Rick Snyder Modified Settlement Agreement: A Detailed Overview

**Dwayne B. v. Rick Snyder
Modified Settlement Agreement:
A Detailed Overview**

Rick Snyder, Governor
Maura Corrigan, DHS Director


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New Perspective

- Improved case practice equates to improved outcomes
- Focus on safety, well-being, family engagement and permanence; not just interim tasks and targets
- Importance of **documentation** and **data**


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PREAMBLE & PRINCIPLES
Sections 1 & 2

- Addition of a glossary

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OUTCOMES

Section 3

- Anticipates a change at federal level regarding CFSR outcomes
- Improved structure to be congruent with federal definitions of each measure
- Monitored by the official Michigan Data Profile issued by ACF

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CHILD & FAMILY SERVICES REVIEW

Update

- Michigan's PIP approved June 1, 2011 and lasts 2 years
- PIP strategies to address areas of non conformance with federal requirements
- Key areas of improvement are identified for safety and permanency
- Quarterly reports must be submitted to the federal government based on case reading in Big 14 counties
- Failure to improve results in a financial penalty

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ORGANIZATIONAL STRUCTURE

Section 4

- Increased flexibility for DHS administration
- Designated Counties are assigned to CSA and are not responsible for other DHS functions (cash assistance, Medicaid, Adult Services)
- Ingham remains bifurcated but not "Designated"

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RESPONDING TO ABUSE & NEGLECT

Section 5

Maltreatment in Care (MIC)

- Field Operations provides specialized units and supervision for all MIC investigations
- Designated Counties: Separate MIC units supervised by designated MIC supervisors
- Non-Designated Counties: 3 separate regional units, supervised by 3 regional supervisors for CCI's and specifically trained CPS staff for non-CCI

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RESPONDING TO ABUSE & NEGLECT

Section 5

Statewide Centralized Hotline

- Implement CPS Hotline pilot in Kalamazoo, Kent, Ottawa, Cass and St. Joseph counties by 10/1/11
 - Added Berrien county
 - **PILOT LIVE ON 9/12/11**
- Fully operational statewide by 4/1/12

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QUALIFICATIONS, TRAINING, CASELOADS & SUPERVISION

Section 6

Supervision

- Eliminated the master's degree requirement for supervisors
- Allows bachelor's degree with 4 years experience

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**QUALIFICATIONS, TRAINING,
CASELOADS & SUPERVISION**
Section 6

Training

- 270 hours of competency based pre-service training within 16 weeks from date of hire
- Caseworker trainees to shadow experienced caseworker mentors
- New caseworkers with university-based Child Welfare certificates are required to only complete program-specific training


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**QUALIFICATIONS, TRAINING,
CASELOADS & SUPERVISION**
Section 6

- 16 hrs in-service training in FY 2011
- 24 hrs in-service training in FY 2012
- 32 hrs in-service training in FY 2013
- Final requirements for in-service have to be decided by October 2012

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**QUALIFICATIONS, TRAINING,
CASELOADS & SUPERVISION**
Section 6

Caseloads

- Extended timeframes for caseload targets out by 2 years
- Average per worker caseload counts once SACWIS is operational (vs. point in time counts now)
- New POS Model

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**QUALIFICATIONS, TRAINING,
CASELOADS, & SUPERVISION**
Section 6

CPS Caseloads
No cases assigned until completion
of 4 weeks of pre-service training
4 weeks of pre-service training
+
Competency Test One
=
5 case assignments


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**QUALIFICATIONS, TRAINING,
CASELOADS, & SUPERVISION**
Section 6

CPS Caseloads
9 weeks of pre-service training
+
Competency Test & Satisfactory Review
=
Full caseload assignment


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**QUALIFICATIONS, TRAINING,
CASELOADS, & SUPERVISION**
Section 6

FC & Adoption Caseloads
Day 1 of training = 3 case assignments
3 weeks of pre-service training
+
Competency Test
=
5 case assignments

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QUALIFICATIONS, TRAINING, CASELOADS, & SUPERVISION

Section 6

FC & Adoption Caseloads

9 weeks of pre-service training

+

Competency Test & Satisfactory Review

=

Full Caseload assignment

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QUALIFICATIONS, TRAINING, CASELOADS, & SUPERVISION

Section 6

Supervision

Determine ratio for supervisors
responsible for child welfare and
non-child welfare caseworkers

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ASSESSMENTS, CASE PLANNING & PROVISION of SERVICES

Section 7

- Caseworker visit requirements continue, but reduced
- Monthly face-to-face worker-supervisor consultation on every case; prior to case plan approval

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ASSESSMENTS, CASE PLANNING & PROVISION OF SERVICES

Section 7

- Adopt MiTEAM family engagement model
- Family Team Meetings replace Team Decision Making (TDM) and Permanency Planning Conferences (PPC)
- Focus on family engagement and concurrent planning
- Permanency Planning Specialist requirements eliminated

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MiTEAM Family Engagement

Update

- Technical Assistance with Casey Family Programs and the American Public Human Services Association on implementation
- Initial training begins this fall
- Focus groups in counties prior to training to identify the county dynamics that will impact the MiTEAM implementation
- Two MiTEAM mock trainings have been conducted for FC/CPS program office and CWTI

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ASSESSMENTS, CASE PLANNING & PROVISION OF SERVICES

Section 7

- Increase the finalization of juvenile guardianships from 150 in 2011 to 165 for each calendar year 2012-2014
- Evaluate the appropriateness of each unapproved APPLA case
- Reduce the # of youth with an APPLA permanency goal to 9% by 2012

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ASSESSMENTS, CASE PLANNING & PROVISION of SERVICES

Section 7

- Permanency Resource Manager model adopted
- Special reviews for children in care more than one year
- Increase the annual finalization of adoptions to 77% by September 2013

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SERVICES, PLACEMENTS & RESOURCES

Section 8

- Extended timeframes for health and dental services
- Medical provisions **must be** completed and **documented**
- Includes sharing medical passport and history with foster parents, treating physicians
- Medical Consultant position vs. Medical Director

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HEALTH

Update

- Medicaid Health Plans, CMH, DCH & DHS are working to streamline the mental health referral process for children in foster care
- SED Waiver expanding to 4 additional counties in FY12 and considering opportunities for even greater expansion

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SERVICES, PLACEMENTS & RESOURCES

Section 8

- License 1,300 new non-relative foster homes by 6/30/2012
- License another 1,450 new non-relative foster homes by 6/30/2013
- Establish baseline and set targets for licensing relative foster homes

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SERVICES, PLACEMENTS & RESOURCES

Section 8

- Expanded services for Youth aging out of foster care:
 - Transition meetings for youth 16 years of age or older being discharged from foster care
 - Expand Michigan Youth Opportunities Initiative (MYOI), youth boards and Individual Development Accounts (IDA)
 - Allocate 15 MYOI staff in FY12

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SERVICES, PLACEMENTS & RESOURCES

Section 8

- Support implementation of extension of foster care services (SB 435-440)
- Create and expand scholarships and onsite support for youth attending college

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OLDER YOUTH POPULATION

Update

- National Youth in Transition Database (NYTD) is federally required data collection system
- Chafee or YIT funding are available for youth likely to remain in foster care until 18 years old
- Tracking of YIT funds now in SWSS

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NEEDS ASSESSMENT

Section 9

- Released DHS from conducting a second needs assessment
- \$4 million commitment in FY 12 for services and placement development as identified in the 2009 Needs Assessment
- Any savings from redesign of POS worker positions are to be re-allocated to address unmet needs for services

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PLACEMENT STANDARDS & LIMITATIONS

Section 10

- Removed limitation on placing children within the county
- Redirects authority for placement exceptions to County Directors instead of central office

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PSYCHOTROPIC MEDS, CORPORAL PUNISHMENT, SECLUSION

Section 11

- Clarified psychotropic med requirements
- Monitoring of policies and procedures for seclusion/isolation and impose corrective action when needed
- QA to review reports of corporal punishment, seclusion

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PSYCHOTROPIC OVERSIGHT

Update

- Interagency agreement regarding children prescribed psychotropic meds
- Well child forms updated to include mental health screening
- Foster Care Public Nurse pilot active in Clinton, Gratiot, Ionia & Ingham

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DHS SUPERVISION OF CONTRACT AGENCIES

Section 12

- Eliminated automatic termination of PAFC contracts for failure to report abuse or neglect and replaced with ART
- DHS will instead investigate and determine corrective action, up to and including termination or modification of the contract
- Contracts include requirements for compliance with performance goals and all aspects of DHS policies and procedures

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MANAGEMENT INFORMATION SYSTEMS
Section 13

- Pilot SACWIS by October 2012
- Statewide implementation by October 2013


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QUALITY ASSURANCE
Section 14

- Redirect DHS focus from special reviews of high risk cases to a systematic approach to quality assurance
- The Quality Assurance unit a permanent division in CSA


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IMPLEMENTATION PLAN & NAMED PLAINTIFFS
Sections 15 & 16

- Named Plaintiff cases now closed
- Eliminated both sections

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MONITORING

Sections 17

- Clarified expectations for communication between parties
- Established regular meetings to discuss reporting expectations
- By April 2014, QA will begin reporting out on all aspects of MSA

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Child Welfare Updates

Funding

- Michigan's next federal title IV-E review will occur in 2013
- Legislative changes now require counties to submit their Child Care Fund plan by October 1st and approval must be given by 12/15 of each year.

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Child Welfare Updates

Contract Compliance

As of 9/8/2011, annual contract reviews completed :

- PAFC - 71 of 75 contracts
- TFC - 4 of 5 contracts
- Adoption - 52 of 57 contracts
- Residential - 49 of 56 contracts
- Families First of Michigan - 17 of 36 contracts
- Contract reviews required by MSA on target for completion by 9-30-11.
- CWCCU has received 157 complaints with 118 special investigations completed

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Child Welfare Updates

Contract Compliance

- Strategies to improve communication with private agencies will include adding a location on DHS-Net for CWCCU information
- SWSS Web Interface obstacles
 - **90% compliance with caseworker visits must be achieved to avoid federal penalties**
- Foster Home Visit policies have been developed per MSA requirements; implementation 11/2011



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Resources

- Modified Settlement Agreement
http://www.michigan.gov/documents/dhs/2011ConsentDecree_358360_7.pdf
- Contact Information
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